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Preparatory Commission for the International Criminal Court

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Proposed texts of provisions on plenary sessions of the Court subsequent to its Inaugural Meeting

Proposal by the Coordinator

Introduction

In view of the provisions of article 43, paragraph 4, of the Rome Statute and rule 12, paragraph 3, of the finalized draft text of the Rules of Procedure and Evidence concerning the election of the Registrar of the Court, as well as the provisions of article 52 of the Statute concerning the Regulations of the Court, it is proposed that, in 2003, a one-day plenary session of the Court be foreseen for the election of the Registrar and a two-week plenary session of the Court be contemplated for the elaboration and adoption of the Regulations of the Court. Accordingly, the following texts of the proposed provisions would have to be included in Parts One and Two of the revised draft budget for the first financial period of the Court.

Insert in document PCNICC/2002/L.1/Rev.1/Add.1 the following:

[Part One]

"V bis. Subsequent meetings of the Court in plenary session

"29 bis. In accordance with article 43, paragraph 4, of the Rome Statute and rule 12, paragraph 3, of the finalized draft text of the Rules of Procedure and Evidence, the Court should meet in plenary session for the election of the Registrar. Accordingly, a one-day plenary session is proposed for this purpose, to be held at the temporary premises of the Court in The Hague after the resumed/special meeting of the Assembly of States Parties in April 2003. The meeting would entail travel and related expenses of nine non-full-time judges

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who would join the other nine judges serving on a full-time basis as soon as they are elected.

"29 ter. In accordance with article 52 of the Rome Statute, the judges shall adopt the Regulations of the Court necessary for its routine functioning. It is proposed that time be made available for the consideration and adoption of the Regulations. Accordingly, a two-week session is suggested for this purpose. This would entail travel and related expenses for the nine non-full-time judges. Such time would also be an occasion for the judges to familiarize themselves with other aspects concerning the judicial and administrative functioning of the Court."

Insert in document PCNICC/2002/WGFYB/L.3 the following:

[Part Two]

"124 bis. For the one-day plenary session of the Court to elect the Registrar, a provision of **€47,100** has been included to cover the estimated cost of travel of nine non-full-time judges to The Hague as well as their special allowance and subsistence allowance payable under the conditions of service of such judges. No additional cost would be required for participation in this session by the other nine judges serving on a full-time basis.

"124 ter. Analogous considerations as described in the preceding paragraph have been made in the costing for the nine non-full-time judges to attend the two-week session of the Court to consider and adopt the Regulations of the Court. A provision of **€101,300** has been included for this purpose. The total costs for the one-day plenary session and the two-week plenary session are shown in table 5.B.

[Table 5
Estimates by object of expenditure
(In thousands of euros)

A. Presidency, Divisions and Chambers of the Court]

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"B. Meetings of the Court in plenary session subsequent to the Inaugural Meeting

Expenditure	*Estimated requirements*
Airfare for nine non-full-time judges	**76 000**
Special allowance	**45 600**
Subsistence allowance	**26 800**
Total requirements	**148 400"**